PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, FEBRUARY 28, 19 78

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening February 28 A.D., 19 78, in Regular Session. President Samuel J. Talarico in the chair, and Charles W. Westerman Clerk, at the desk, present the following members viz:

BURNS ✓, HINGA A, HUNTER ✓,
MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT ✓,
VIVIAN SCHMIDT ✓, STIER ✓, TALARICO ✓,
ABSENT 8/1
COUNCILMAN _____, _____, _____,
_____, _____, _____,

The invocation was given by _____

_____

Received report from the City Controller for the month of _____, 19_____. Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last Regular _____, 19_____,
_____, 19_____,
Special _____, 19_____,
Session having been delivered to the Council, were, on motion, approved and published.

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordianance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-78-01-31

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
28th day of February, 1978.

Luben Lazoff

Luben Lazoff
Secretary

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held February 27, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. BILL NO. Z-78-01-31

2. From "R1" to "B1B"

3. Intended Use: Additional Parking for the Elegant Farmer Restaurant

4. Plan Commission Recommendation: DO PASS

   This ordinance received a DO PASS recommendation for the following reason:

   a. This request is a logical extension of a commercial district.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning & Zoning

Gary F. Baeten
Land Use Administrator

GFB:pb

Attachments

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 24, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-01-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 27, 1978;

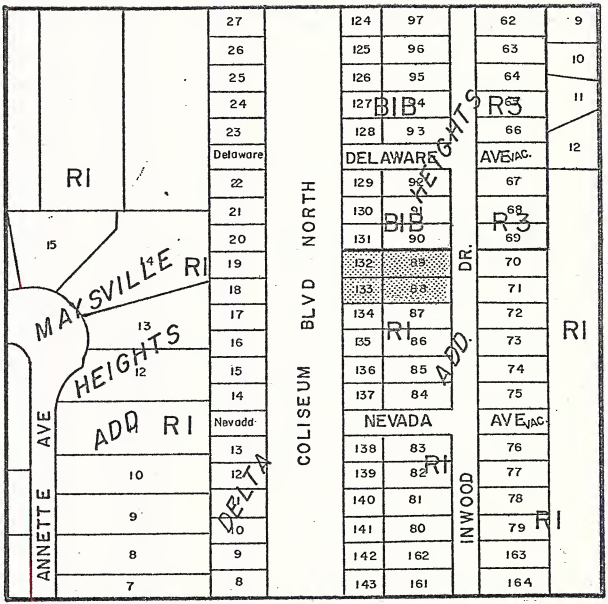
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held February 27, 1978.

Certified and signed this
28th day of February, 1978.

Luben Lazoff
Secretary



REZONE FROM RI TO BIB

MAP NO. S-14

Z-78-01-31

BY M.F.C. 1-18-78

N

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-78-01-07

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
28th day of February, 1978.

Luben Lazoff
Secretary

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

Member of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held February 27, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-78-01-07

2. From "R2" to "R1"

3. Intended Use: One Family Residential

4. Plan Commission Recommendation: DO PASS

   This ordinance received a DO PASS recommendation for the following reason:

   a. This petition will aid in the stabilization of a sound residential neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning & Zoning

Gary F. Baeten
Land Use Administrator

GFB:pb

Attachments

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 10, 1978, referred a proposed zoning ordinance amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-01-07; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 13, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

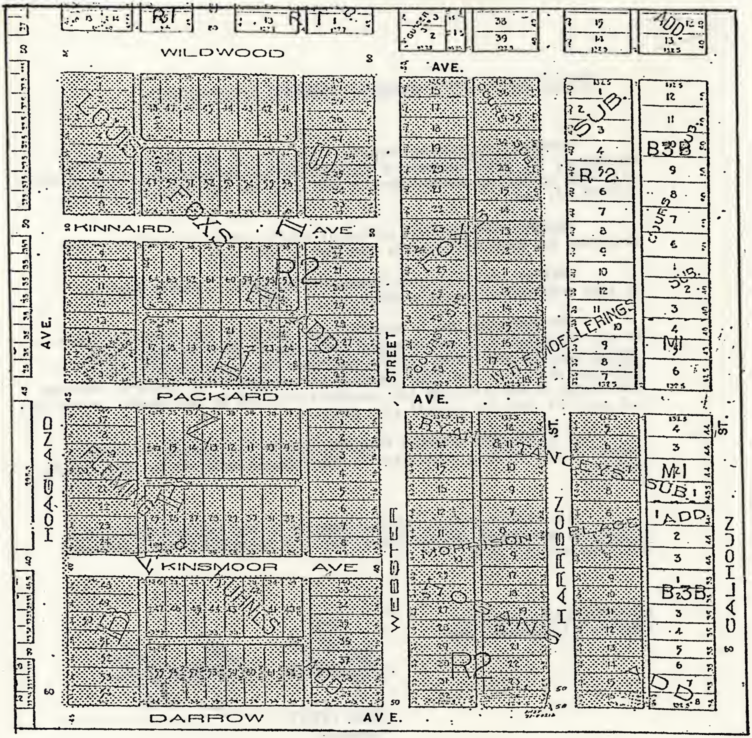
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held February 27, 1978.

Certified and signed this
28th day of February, 1978.

Luben Lazoff

Luben Lazoff
Secretary



REZONE FROM R2 TO R1

MAP NO M 7

Z-78-01-07

BY M.F.C. 12-19-1977

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-78-01-29

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
28th day of February, 1978.

Luben Lazoff
Secretary

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held February 27, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. BILL NO. Z-78-01-29

2. From "R1" to "B1A"

3. Intended Use: Quardraplex Apartment Building

4. Plan Commission Recommendation: DO NOT PASS

   This ordinance received a DO NOT PASS recommendation for the following reasons:

   a. This petition, in our opinion will not be in the best interest of the surrounding residential property owners.
   b. We do not feel that the highest and best use of this is multiple family.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning & Zoning

Gary F. Baeten (pb)

Gary F. Baeten
Land Use Administrator

GFB:pb

Attachments

AN EQUAL OPPORTUNITY EMPLOYER

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 24, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-01-29; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 13, 1978;

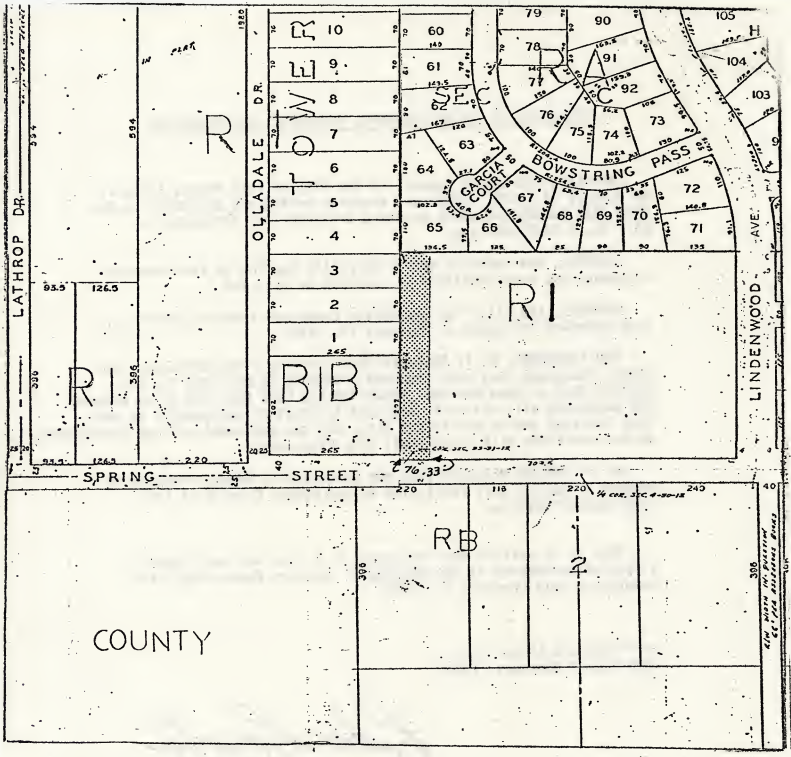
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held February 27, 1978.

Certified and signed this
28th day of February, 1978.

Luben Lazoff
Secretary



REZONE FROM R1 TO R3

MAP NO. H14 114

Z-78-01-29

BY M.F.C. 1-17-78

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-78-01-30

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this
28th day of February, 1978.

Luben Lazoff
Secretary

THE CITY OF FORT WAYNE
COMMUNITY DEVELOPMENT & PLANNING
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
Long Range Planning & Zoning

28 February 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held February 27, 1978. In addition to the reasons ourlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. BILL NO. Z-78-01-30

2. From "R1" to "R3"

3. Intended Use: None Given

4. Plan Commission Recommendation: DO PASS

   This ordinance received a DO PASS recommendation for the following reason:

   a. The petition is in keeping with the Commission's long range land goals for this portion of Lake Avenue.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING
Division of Long Range Planning
and Zoning

Gary F. Baeten pb

Gary F. Baeten
Land Use Administrator

GFB:pb

Attachments

AN EQUAL OPPORTUNITY EMPLOYER

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 24, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-01-30; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 13, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan:

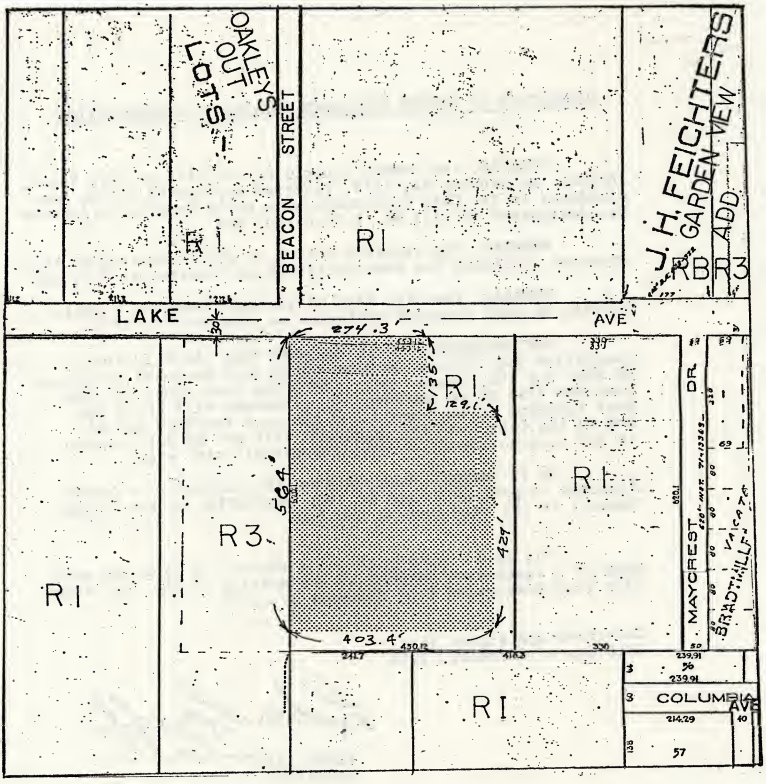
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held February 27, 1978.

Certified and signed this
28th day of February, 1978.

Luben Lazoff

Luben Lazoff
Secretary



REZONE FROM RI TO R3

MAP NO. QIO

Z-78-01-30

BY M.F.C. 1-3-78

N

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions Numberes: 5/78/E
6/78/E
7/78/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

William L. Kerr, Sr.
Acting Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 5/78/E / 6/78/E / 7/78/D)

I hereby certify that I did this 1st day of March, 1978 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 5/78/E / 6/78/E / 7/78/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Acting Chairman of said Board, in accordance with the provisions of Section 17-4(a) of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

William L. Kessler

Acting Chairman

REGULATORY RESOLUTION NO. 5/78/E

(Adopted February 28, 19 78)

WHEREAS, Section 17-4(a) (3), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REGULATORY RESOLUTION 1/78/E:

TWO HOUR PARKING 8:00 AM - 6:00 PM (EMERGENCY)

; and,

WHEREAS, the City Traffic : Engineer has, by written memorandun dated February 27, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4(a) (3) of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective February 28, 19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

TWO HOUR PARKING 8:00 AM - 6:00 PM (EMERGENCY)

Maumee Ave. -- south side -- from Edsall Ave. to White Ave.

REGULATORY RESOLUTION NO. 6/78E

(Adopted March 1, 19 78)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No.G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to THRU STREET (EMERGENCY) ; and,

WHEREAS, the City Traffic Engineer has, by written memorandun dated February 28, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne. Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective March 1, 19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

THRU STREET (EMERGENCY)

Winchester Rd. -- thru street -- from Bluffton Rd. to the south City limits except at -------- Bluffton Rd., Baer Field Thruway and Lower Huntington Rd.

REGULATORY RESOLUTION NO. 7178/D

(Adopted March 1, 1978)

WHEREAS, Section 17-4 (a) (2), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961. authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 14 of said chapter as so amended delegates to this Board authority to THRU STREET: DELETE PREFERENTIAL INTERSECTION (DELEGATED)

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 28, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 14 of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby ordered, effective March 1, 1978, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

THRU STREET

DELETE:

PREFERENTIAL INTERSECTION				(DELEGATED)
Winchester Rd.	--	preferential	--	at Babcock Dr.
Winchester Rd.	--	preferential	--	at Scotsdale Dr.
Winchester Rd.	--	preferential	--	at Godfrey Rd.
Winchester Rd.	--	preferential	--	at Mayflower Rd.
Winchester Rd.	--	preferential	--	at Win Ave.
Winchester Rd.	--	preferential	--	at Shamrock Rd.
Winchester Rd.	--	preferential	--	at Aylesford Dr.
Winchester Rd.	--	preferential	--	at Winterset Rd.
Winchester Rd.	--	preferential	--	at Ardis Dr.
Winchester Rd.	--	preferential	--	at Nightfall Rd.

CONSORTIUM AGREEMENT

FOR FISCAL YEAR 1978

City of Fort Wayne, City-County Building, Fort Wayne, Indiana
Adams County, Court House, Decatur, Indiana
Allen County, City-County Building, Fort Wayne, Indiana
DeKalb County, Court House, Auburn, Indiana
LaGrange County, Court House, LaGrange, Indiana
Noble County, Court House, Albion, Indiana
Whitley County, Court House, Columbia City, Indiana

This agreement is entered into between the City of Fort Wayne by its Chief Elected Official and the Chief Elected and/or Chief Executive Officials of the following general local government units: Adams County, Balance of Allen County, DeKalb County, LaGrange County, Noble County, and Whitley County, and those other units of local government whose signatures appear as a portion of this agreement or any amendment thereto, for the express purpose of conducting Manpower Programs under the provision of the Comprehensive Employment and Training Act of 1973, Public Law 93-203, its amendments, and any regulations issued thereunder.

WHEREAS the Fort Wayne Area Consortium is presently delivering Manpower services under Department of Labor Manpower Administrative grants, under Title I, Title II, Title III and Title IV of the Comprehensive Employment and Training Act, and;

WHEREAS, the parties to this Consortium Agreement believe it to be in the best interests of the respective parties and their communities, by a 7 member representative Administrative Board of Directors, to equally share and participate as the administrative arm of the Consortium, thereby being jointly responsible for the effort, time, and requirements needed to plan programs, deliver services and monitor, evaluate, and take corrective action relating to its operations; and

WHEREAS, it is to the mutual benefit of the communities of Northeastern Indiana labor market area and their residents that such communities work together to combat the evils of unemployment and underemployment, to facilitate the exchange of information

concerning job openings; to develop means of training individuals especially economically disadvantaged to perform in jobs best suited to their individual qualifications; and otherwise to provide a climate of employment opportunities which will permit the utilization of maximum individual potential while furthering the welfare of the communities involved.

It is likewise to the mutual benefit of the same communities that there be one administrative unit and delivery agent for programs funded under the Comprehensive Employment and Training Act of 1973 and its amendments, except for certain programs which may be funded under Title III of said Act, to avoid duplication of management and service activities; to facilitate the exchange of information and referrals with other Federal and non-Federal programs in the area that directly or indirectly provide manpower services; and to provide a Clearinghouse to the agencies that sponsor manpower related programs so duplication of services will be minimized;

NOW, THEREFORE, THE SIGNATORIES TO THIS DOCUMENT AGREE:

1) That the Consortium will be the Prime Sponsor of Manpower and related programs developed under the Comprehensive Employment and Training Act of 1973, and its amendments;

2) That an Administrative Board of Directors, consisting of 7 elected members will represent the interest of the Consortium of the general local governments set forth above in the development of Manpower and other related programs developed under the Comprehensive Employment and Training Act of 1973, and its amendments;

3) That the Geographical area represented by the Consortium of general local governments to be served is described as follows: The City of Fort Wayne, Adams County, Allen County (excluding the City of Fort Wayne), DeKalb County, LaGrange County, Noble County and Whitley County.

4) That this Geographical area contains a total population of 429,200. The population in each unit of local government is

as follows: The City of Fort Wayne - 181,600; Adams County - 27,600; Allen County (excluding the City of Fort Wayne) - 110,700; DeKalb County - 31-400; LaGrange County - 21,900; Noble County - 32,000; and Whitley County - 24,000.

5) That the Grant Agreements with the Department of Labor shall be signed by the Chief Elected Official (s) and/or Chief Executive Officials of each party to this agreement;

6) That the Mayor of the City of Fort Wayne has the legal authority to enter into this agreement under I.C. 18-1-1.5-2(e) and (o), Corporate and Procedural Powers. This Statute provides that the city has the power to:

"(e) Enter into contracts with persons, corporations or other governmental entities;"

"(o) Enter into contracts and execute documents necessary to receive money, property, services or other advantages from the state government, federal government or from any other source;"

7) That the Commissioners of Adams, Allen, DeKalb, LaGrange, Noble and Whitley Counties have the legal authority to enter into this agreement under I.C. 18-5-1.5-3, Interlocal Cooperation Act, which governs joint powers of the counties. Part (b) states that:

"Any two (2) or more local governmental unit may enter into written contractual agreements with one another for joint or co-operative action to provide services and facilities pursuant to the provisions of this chapter."

8) That the signatory unit is not prevented by State or Local law from participating in this Consortium Agreement for the purpose of carrying out the provisions of the Comprehensive Employment and Training Act of 1973, and its amendments;

9) That each signator of the Consortium shall be responsible for the success of the program operation in its geographical area, but that Administrative Board of Directors as the adminis-

trative Arm of the Consortium shall be accountable for the use of Comprehensive Employment and Training Act Funds and program administration;

10) That the powers, functions and responsibilities assigned by the parties to the Agreement to carry out the provisions of the Comprehensive Employment Training Act of 1973, and the regulations are as follows:

a) to name the Consortium and its committees;

b) to assist in the organization and membership of the Advisory Council to the Consortium which the following structure shall serve as a model:

(1) The Advisory Council shall consist of an Area Committee of an equal number of members from each jurisdiction that is a signatory to this agreement and the members must also serve on the sub-committee from their respective jurisdiction;

(2) The sub-committee for each jurisdiction shall have at least eight (8) members and not more than twenty-one (21) members. In compliance with the CETA legislative requirements, to the extent that it is practical, members appointed to these sub-committees shall include women and minorities and be representative of the client community and community-based organizations, the Indiana State Employment Service, education and training agencies and institutions, business, labor, and where appropriate, agriculture.

(3) The Area Advisory Council shall be reflective of the CETA required representation and the following selection method will prevail: At least two of the three members from each member jurisdiction will be appointed by the Chief

Executive Official (s) from their respective jurisdiction. These two appointments must not be of the same segment of the community. The third member from each member jurisdiction will be nominated by the Consortium Executive Director if necessary to bring the council into compliance with CETA Legislation. The third member from each member jurisdiction will be formally appointed by the Chief Executive Official (s) from their respective jurisdiction.

(4) Members of each sub-committee and/or Advisory Council will serve for a calendar year and/or until new or re-appointed committee members are selected. One more that half of total membership of each committee must be automatically re-appointed to insure the respective committee will have continuity and experience.

(5) The Advisory Council shall appoint the Chairman and a Vice-Chairman of the Area Committee. The Chief Executive Official (s) of each member jurisdiction shall appoint the Chairman of his respective sub-committee.

(6) The Area Committee shall accept the recommendations and assessments of the sub-committee from each jurisdiction concerning their respective needs and program priorities. The Area Committee shall then prepare, with the assistance of the planning staff, recommendations regarding program plans and basic goals, policies, and procedures. They shall monitor and provide for objective evaluation of employment and training programs conducted in the Consortium area and provide for continuing analysis

of needs for employment training and related services in the area. Any final Decision with respect to such recommendations shall be made by the Chief Executive Official (s) for his respective jurisdiction.

11) IT IS FURTHER AGREED that the procedures set forth in this agreement and any amendments thereto for participation of Chief Elected and/or Executive Officials will be followed in the organization and development of Comprehensive Employment and Training Act Programs and that those parties to this agreement will be bound by and adhere to the procedures set forth in this agreement.

12) The Administrative Arm of the Consortium will be the Administrative Board of Directors, consisting of seven (7) members, one member elected by the Chief Elected Official (s) of the governmental units which are parties to this Consortium Agreement. The powers, functions and responsibilities delegated to the Administrative Board of Directors, by the Consortium members shall be:

a) Enter into contracts and sub-grants and other necessary agreements;

b) Receive and expend funds;

c) Hire, fire, and replace an Executive Director and one or more Associate Directors with the consent of the majority of the signatories to the Consortium Agreement;

d) Employ personnel that will include a planning staff and program operations staff, where necessary;

e) Hold annual meeting with signatories to Consortium Agreement to review staff performance;

f) Organize and train staff;

g) Develope procedures for program planning;

h) Conduct the operation and assessment and fiscal management of the program;

i) Evaluate program performance and determine possible need to re-allocate resources;

j) Modify grant agreements with the Department of Labor;

k) To enter into a collective bargaining agreement affecting CETA employees, if otherwise permitted by law, provided that any such agreement shall be with the consent of the signatories to the Consortium Agreement.

l) To sign modifications to grant agreements and/or minor modifications to Comprehensive Manpower Plans, providing the following conditions apply: i) the cumulative amount of funds available to each Consortium member is not decreased; ii) the cumulative number of clients to be served in each Consortium member jurisdiction is not decreased; iii) the basic intent of grant agreements and/or Comprehensive Manpower Plans is not changed; and iv) the modifications made to grant agreements are within the Federal guidelines which denote a minor modification to a Comprehensive Manpower Plan.

13) The members of the Administrative Board of Directors, at their first meeting, shall elect from their membership, a Chairman, Vice-Chairman, and Secretary, which officers shall execute any and all instruments on behalf of the Administrative Board of Directors; further the Chairman, (or if such position is vacant, the Vice-Chairman) or a majority of the members of the Board of Directors may call a meeting of such Board of Directors at any time, and a majority of the members shall constitute a quorum, but no official action by the Board of Directors may be taken except when at least four (4) members of the Board of Directors affirmatively vote in favor of such action. The Board of Directors also shall be entitled to adopt such rules, regulations, and by-laws as are necessary to carry out and perform their functions

and responsibilities as outlined in this Consortium Agreement.

14) That the Consortium may enter into subgrants with other established eligible organizations for the purpose of delivering employment and training programs which may be funded under Title III of the Comprehensive Employment and Training Act and its amendments, in order to facilitate administration and operation of temporary categorical programs funded under said Title.

15) IT IS AGREED by all signatories that the Consortium established by this agreement shall have a duration equal to the period of the grant agreements entered into with the Department of Labor during the Fiscal Year 1978.

16) AMENDMENT OF AGREEMENT: This agreement may be amended at any time upon the written agreement of a majority of all the parties to the Consortium Agreement with the exception of points to this agreement required by the Comprehensive Employment and Training Act of 1973, and the regulations issued thereunder.

17) SEVERABILITY: Should any part, term or provision of this Agreement be decided by a court with proper jurisdiction to be illegal, void, or in conflict with any law of the State of Indiana or the United States of America, or otherwise be rendered unenforceable or ineffectual, the parties may by subsequent agreement provide that the remaining provision shall continue in effect.

WITNESS THE EXECUTION HEREOF the Date set Opposite our Respective Names of this Revised Agreement to continue the Consortium under the Comprehensive Employment and Training Act of 1973, Public law 93-203, and its amendments for Fiscal Years 1975, 1976 and 1977.

Mayor of Fort Wayne	Date
City of Fort Wayne Attorney	Date
Commissioner of Adams County	Date

Commissioner of Adams County	Date
Commissioner of Adams County	Date
Adams County Attorney	Date
Commissioner of Allen County	Date
Commissioner of Allen County	Date
Commissioner of Allen County	Date
Allen County Attorney	Date
Commissioner of DeKalb County	Date
Commissioner of DeKalb County	Date
Commissioner of DeKalb County	Date
DeKalb County Attorney	Date
Commissioner of LaGrange County	Date
Commissioner of LaGrange County	Date
Commissioner of LaGrange County	Date
LaGrange County Attorney	Date
Commissioner of Noble County	Date
Commissioner of Noble County	Date

Commissioner of Noble County	Date
Noble County Attorney	Date
Commissioner of Whitley County	Date
Commissioner of Whitley County	Date
Commissioner of Whitley County	Date
Whitley County Attorney	Date

MEMO

2/15/78

(206)

FROM: RABBI RICHARD B. SAFRAN
Orthodox Stockholm Congregation

TO: CITY COUNCIL CLERK

SUBJECT: CITY COUNCIL Prayer

Dear Sir:

Attached is a copy of my prayer at the CC meeting this past tuesday.

I believe I was to give you a copy.

Cordially,

Rabbi R Safran

City Council 78

PRAYER

Almighty God, You have willed for men and women to institute good government and have promised Your help. Be present here with us tonight, as those entrusted with the welfare of this, our beloved city, gather again for deliberations. Endow them this day and every day with wisdom, courage and foresight that they may dispatch the work before them to Your glory of righteousness, and to the betterment of our city and its citizens. May they always reflect dignity for their honored position, respect for our community and its people, and bring honor upon themselves and their activities.

Bless the elected officials and the City Council, and let them and all of us be mindful of the words of the Psalmist:

> "If the Lord does not guard the city, in vain, watch the guardians over it."

Amen.

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 28th day of February, 19 78 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 19_____.

_____
Charles W. Westerman
City Clerk